

JC20 Rec'd PCT/PTO 19 SEP 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

International Application No. : PCT/EP2004/000726  
International Filing Date: : January 28, 2004  
  
Application No. : To Be Assigned  
First Named Inventor : Klaus HEBER  
Filed : September 19, 2005  
  
Docket No. : 095309.56800US  
Customer No. : 23911  
  
Title : Method For Operating The Drive Train of a  
Motor Vehicle

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 AND 1.98**

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, the attached Form PTO-1449 lists documents which the Examiner may deem relevant to patentability of the claims of the above-identified application.

**I. Time Period of Submission**

This Information Disclosure Statement is submitted:

☒ 1) no later than three months from the application's filing date or 2) before the mailing date of the first Office Action on the merits (whichever is later), and therefore no statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

☐ after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, a Notice of Allowance, or an action closing prosecution (*Ex parte Quayle*), (whichever is earlier), and therefore Applicant is filing concurrently herewith:

☐ a Statement under 37 C.F.R. § 1.97(e); or

☐ a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

☐ after either a Final Office Action or a Notice of Allowance, but before payment of the Issue Fee, and therefore Applicant is submitting herewith:

a Statement under 37 C.F.R. § 1.97(e); and

a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

II. Statement Under 37 C.F.R. § 1.97(e)

☐ I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

☐ I hereby state that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making a reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

III. Submission of Non-English Language Documents

☐ The following is a concise explanation of relevance of the non-English language documents listed in the attached Form PTO-1449:

☐ The relevance of document(s) \_\_\_\_\_ to the subject matter of the present invention is/are provided in the specification of the above-identified application.

☐ Copy of a corresponding foreign or international report citing document(s) \_\_\_\_\_, together with an English-language version (if not already in English) of that portion of the report indicating the degree of relevance found by the foreign office.

☐ English language equivalent publication(s) of document(s) \_\_\_\_\_ is/are submitted herewith.

☐ English language abstract(s) is/are submitted for document(s) \_\_\_\_\_.

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Attorney Docket No. 095309.56800US

Information Disclosure Statement dated September 19, 2005

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☐ English translation(s) of the foreign language document(s),  
is/are submitted herewith.

☐ Applicant submits the following explanations:  
\_\_\_\_\_.

IV. Continuations/Divisionals/PCT National Stage Applications

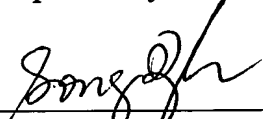
☐ Documents \_\_\_\_\_ were previously submitted in an Information  
Disclosure Statement filed on == in parent application Serial No. \_\_\_\_\_,  
from which this application claims a benefit.

☒ Copies of the references listed on the attached form PTO-1449 have  
already been provided by the International Searching Authority, therefore,  
duplicate copies are not attached hereto.

If necessary, this paper should be considered as an authorization to charge  
Deposit Account 05-1323, Attorney Docket No.: 095309.56800US, for the fee set  
forth in 37 C.F.R. § 1.17(p).

Respectfully submitted,

September 19, 2005

  
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PTO/SB/08a (08-03)

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Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Application Number	To Be Assigned 0693
		Filing Date	September 49, 2005
		First Named Inventor	Klaus HEBER
		Art Unit	
		Examiner Name	
Sheet 1 of 1	Attorney Docket Number	095309.56800US	

U.S. PATENT DOCUMENTS					
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 6,468,182 B1	10-22-2002	MARTIN et al.	
		US- 4,502,579	03-05-1985	MAKITA	
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		DE 27 20 485	11-24-1977	COMPUTER DRIVER CONTROL		
		DE 33 34 725	04-11-1985	WABCO WESTINGHOUSE FAHRZEUG		
		DE 101 35 899	02-06-2003	ZAHNRADFABRIK FRIEDRICHSHAFEN		
		DE 102 03 954	09-12-2002	DENSO CORP		
		DE 198 06 497	08-26-1999	MANNESMANN SACHS AG		
		EP 1 225 362	07-24-2002	EATON CORP		
		WO 02/25133	03-28-2002	NISSAN MOTOR CO		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		International Search Report	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.